IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION.

CIVIL APPLICATION NO.844 OF 2004.

IN

FIRST APPEAL ST.NO.23827 OF 2003.

Mr.Shantaram Gopal Bodke : Applicant

versus

Mr.Bandu Vithal Patil & Anr. : Non-Applicants

Mr.S.G.Deshpande for the applicant.

CORAM : D.G.DESHPANDE,J.

DATED : 09th September 2005.

ORAL ORDER

1. Heard advocate for the applicant. Respondent Nos. 1 and 2 are served. Nobody is present for them. No reply is filed. Delay is of 129 days. According to the applicant, the applicant is poor and had no funds to pay court Rs.1,40,000/- and to bear other expenses and,

therefore, there was delay. Since there is no opposition and in the absence of any counter affidavit, this explanation is accepted. Delay is condoned. Civil application is disposed of. Put up the appeal for admission on 27.09.2005.

[D.G.DESHPANDE,J]